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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--------------------------------|-------------|----------------------|---------------------|------------------|
| 10/517,370 | 12/10/2004 | Vincent Muniere | Q85119 | 3957 |
| 23373 | 7590 | 10/01/2007 | EXAMINER | |
| SUGHRUE MION, PLLC | | | NGUYEN, SIMON | |
| 2100 PENNSYLVANIA AVENUE, N.W. | | | | |
| SUITE 800 | | | ART UNIT | PAPER NUMBER |
| WASHINGTON, DC 20037 | | | 2618 | |
| | | | MAIL DATE | DELIVERY MODE |
| | | | 10/01/2007 | PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| | | |
|------------------------------|------------------------|---------------------|
| Office Action Summary | Application No. | Applicant(s) |
| | 10/517,370 | MUNIERE, VINCENT |
| | Examiner | Art Unit |
| | SIMON D. NGUYEN | 2618 |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 27 July 2007.
- 2a) This action is **FINAL**. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-9 and 11 is/are pending in the application.
 - 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1-9 and 11 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 27 July 2007 is/are: a) accepted or b) objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) Notice of Informal Patent Application
- 6) Other: _____

DETAILED ACTION

Drawings

1. New corrected drawings in compliance with 37 CFR 1.121(d) are required in this application because the drawing of fig. 1 is informal. Applicant is advised to employ the services of a competent patent draftsperson outside the Office, as the U.S. Patent and Trademark Office no longer prepares new drawings. The corrected drawings are required in reply to the Office action to avoid abandonment of the application. The requirement for corrected drawings will not be held in abeyance.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1-9,11 are rejected under 35 U.S.C. 102(e) as being anticipated by Sebire et al. (US 2004/0120302 A1).

Regarding claim 1, Sebire discloses a method of support a real time packet transmission (abstract), comprising: a GERAN and a core network (paragraphs 4, 16-17, 36), wherein the real time traffic supported in a packet mode in the core network by

allocating dedicated channels (figs. 10-13, paragraphs 31, 35, 156, 160, 165, 167, 158, 159, 162) and support the traffic in the core network connected to the GERAN via Gb interface (paragraphs 111, 179).

Regarding claims 9 and 11, these claims are rejected for the same reason as set forth in claim 1, as apparatus for implementing the above method.

Regarding claims 2-3, Sebire further discloses generating a packet flow context by a GERAN (paragraphs 8, 17-19, 134).

Regarding claim 4, Sebire further discloses QoS (par. 20).

Regarding claim 5, Sebire further discloses the traffic corresponding to media flow (paragraphs 16, 156).

Regarding claim 6, Sebire further discloses a paging message (paragraphs 101, 122).

Regarding claim 7, Sebire further discloses a direct allocation procedure (abstract, par. 39-44).

Regarding claim 8, Sebire further discloses the dedicated channels assigned to a mobile station, wherein the dedicated channel allocation is performed to satisfy the quality of service (paragraphs 19, 20, 97, 101).

4. Claims 1, 9, 11 are rejected under 35 U.S.C. 102(e) as being anticipated by Vanttinien (2006/0209806).

Regarding claim 1, Vanttinien discloses a method of supporting a real time packet transmission (abstract, fig. 1D), comprising: a GERAN and a core network connected

to a mobile unit via Gb interface (fig.1d., paragraphs 24, 40, 53), wherein the real time traffic supported in a packet mode in the core network by allocating dedicated channels (paragraphs 53-54).

Regarding claims 9 and 11, these claims are rejected for the same reason as set forth in claim 1, as apparatus for implement the above method.

Response to Arguments

5. Applicant's arguments with respect to claims 1-9, 11 have been considered but are moot in view of the new ground(s) of rejection.

The new prior art issued to Sebire discloses a GERAN system, communicating with a mobile station via a Gb interface, wherein the GERAN allocates dedicated channels to the mobile station for packet transmission.

Conclusion

6. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the

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shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Simon Nguyen whose telephone number is (571) 272-7894. The examiner can normally be reached on Monday-Friday from 7:00 AM to 4:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward F. Urban, can be reached on (571) 272-7899.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 306-0377.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

600 Dulany, Alexandria, VA 22314

Or faxed to:

(571) 273-8300 (for formal communications intended for entry)

Hand-delivered response should be brought to Customer Service Window located at the Randolph Building, 401 Dulany, Alexandria, VA, 22314.

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Simon Nguyen

September 25, 2007

SIMON NGUYEN
PRIMARY EXAMINER
